

Ross. Wayland.  
Stone. Yantis.

Nays—3.

Gough. Terrell.  
Stafford.

Present—Not voting.

Miller.

Absent.

Burns. Turney.  
Lewis.

Absent—Excused.

Sebastian. Yett.

### SIXTY-SEVENTH DAY.

(Continued.)

Senate Chamber,  
Austin, Texas, Saturday, April 15, 1899.

Senate met pursuant to adjournment.  
Lieutenant-Governor Browning in the chair.

(When the Senate took recess yesterday evening at 7 o'clock it did so under the following resolution:

That the Senate take a recess until tomorrow morning at 10 o'clock a. m., and that the call of the Senate be not suspended, and that each Senator be paroled until that time upon his honor.

This dispensed with the opening ceremonies—making today a continuation of yesterday's session—the Senate remaining under call on the Dallas charter bill.  
—JOURNAL CLERK.)

### PENDING BUSINESS.

The Chair laid before the Senate, upon its second reading,

Substitute House bill Nos. 275 and 313, A bill to be entitled "An Act to amend Articles 3892, 3893 and 3894, Chapter 6, Title LXXXVI, of the Revised Civil Statutes of the State of Texas, relating to the duties and extending the powers of the Board of Education in the investment of the permanent free school fund, and adding thereto Article 3891a and Article 3894a, giving the State Board of Education an option of ten days on county bonds and on the bonds of incorporated cities, and providing that when a premium is paid for bonds the Board of Education shall refund the same," action being on the following amendments offered on April 11, to wit:

Action being on the amendment of Senator Hanger, to wit:

"Amend by striking out all in line 32, page 1, after the word 'State' and down to and including the word 'securities' in lines 1 and 2, page 2."

The amendment was lost by the following vote:

Yeas—4.

Davidson. Kerr.  
Hanger. Patterson.

Nays—22.

Atlee. Morriss.  
Burns. Neal.  
Dibrell. Odell.  
Goss. Potter.  
Gough. Ross.  
Greer. Stafford.  
Grinnan. Stone.  
James. Terrell.  
Lloyd. Turney.  
McGee. Wayland.  
Miller. Yantis.

Absent.

Lewis. Sebastian.  
Linn.

Absent—Excused.

Yett.

The bill was passed to a third reading by the following vote:

Yeas—23.

Atlee. Morriss.  
Burns. Neal.  
Dibrell. Odell.  
Goss. Potter.  
Gough. Ross.  
Greer. Stafford.  
Grinnan. Stone.  
James. Terrell.  
Kerr. Turney.  
Lloyd. Wayland.  
McGee. Yantis.  
Miller.

Nays—5.

Davidson. Linn.  
Hanger. Patterson.  
Johnson.

Absent.

Lewis. Sebastian.

Absent—Excused.

Yett.

On motion of Senator Potter, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—23.

Atlee. Kerr.  
Burns. Linn.  
Dibrell. Lloyd.  
Goss. Miller.  
Gough. Morriss.  
Greer. Neal.  
Grinnan. Odell.  
James. Potter.

Ross.  
Stafford.  
Stone.  
Terrell.

Turney.  
Wayland.  
Yantis.

Nays—4.

Davidson.  
Hanger.

Johnson.  
McGee.

Present—Not voting.

Patterson.

Absent.

Lewis.

Absent—Excused.

Sebastian.

Yett.

The bill was read a third time, and passed by the following vote:

Yeas—21.

Atlee.  
Burns.  
Dibrell.  
Goss.  
Gough.  
Greer.  
Grinnan.  
James.  
Linn.  
Lloyd.  
McGee.

Miller.  
Neal.  
Odell.  
Potter.  
Ross.  
Stafford.  
Stone.  
Terrell.  
Wayland.  
Yantis.

Nays—6.

Davidson.  
Hanger.  
Johnson.

Kerr.  
Patterson.  
Turney.

Present—Not voting.

Morriss.

Absent.

Lewis.

Absent—Excused.

Sebastian.

Yett.

"I vote 'no' on House bill Nos. 275 and 313, because it allows the permanent school fund, which is held sacred by the people, to be invested in town and city bonds, which I fear will cause us to lose much of this fund. I do not regard town and city bonds as good security as we can get for this money and I, therefore, vote 'no.'"

"PATTERSON."

"I vote 'no' on final passage of this bill for the following reasons:

"First.—The proposition to invest the permanent school fund of this State in the bonds of incorporated cities is a most unsafe and dangerous one. The histories of the towns and cities of this State will bear me out in the statement that their bonds are issued at a time when the values of real estate are far beyond their natural and legitimate size. In this frame of mind cities and towns adopt extravagant manners and issue bonds for water works, electric light plants and

other public works of like character, large enough to accomodate cities much older and larger than these are, values then go down and the bonds become far less valuable than they were at the time of their issuance.

"Second.—The character of property of cities and towns is such as to render it more capable of being easily destroyed and swept away and thereby render the payment of both the interest and principal of their bonds uncertain, to say the least. It has been stated on the floor of the Senate that the Governor says that if this bill does not pass in substantially its present form, that he will call an extra session of the Legislature immediately to dispose of the question of the investment of the school fund. I most respectfully decline to vote for what my judgment convinces me is a dangerous measure, under the influence of a threat of this kind, and maintain the same degree of opposition that I have felt and that my judgment dictates and has dictated from the time that the discussion of this measure first began.

"HANGER."

Senator Potter moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

Senator Davidson called up

Senate bill No. 133, A bill to be entitled "An Act to prescribe the time of holding the terms of the district court in the Thirty-sixth Judicial District of the State of Texas, and to repeal all laws or parts of laws in conflict with this act," and moved that the Senate do concur in the House amendments thereto.

Adopted, and the House amendments were concurred in.

## RESOLUTION.

By unanimous consent, Senator Stafford introduced the following resolution:

By Senator Stafford:

Senate Concurrent Resolution No. 23:

Resolved by the Senate, the House of Representatives concurring, that the Regular Session of the Twenty-sixth Legislature do adjourn sine die at noon on the first day of May, A. D. 1899.

Lost by the following vote:

Yeas—8.

Greer.  
Johnson.  
Lloyd.  
Neal.

Odell.  
Patterson.  
Stafford.  
Stone.

Nays—20.

Atlee.  
Burns.

Davidson.  
Dibrell.

Goss.  
Gough.  
Grinnan.  
Hanger.  
James.  
Kerr.  
Linn.  
McGee.

Miller.  
Morris.  
Potter.  
Ross.  
Terrell.  
Turney.  
Wayland.  
Yantis.

Absent.

Lewis.

Absent--Excused.

Sebastian.

Yett.

Senator Turney called up

Senate bill No. 248, A bill to be entitled "An Act to reorganize the Forty-first Judicial District of Texas; to prescribe the time of holding the district court therein; to make the terms of the Thirty-fourth Judicial District in El Paso county to conform thereto; and to provide for a clerk for the district court of the Forty-first Judicial District in said El Paso county, and empowering the district court of the Thirty-fourth Judicial District to empanel the grand jury for said county, and giving authority to the judges of either of said two courts in said El Paso county to transfer causes from their respective courts to the other of said courts; and to repeal all laws and parts of laws in conflict herewith," and moved that the Senate do concur in the House amendments thereto.

Adopted, and the House amendments were concurred in.

#### MOTION TO RECONSIDER.

Senator Goss entered a motion to reconsider the votes by which the following amendments, to wit:

(1) "Amend by inserting before the word 'Pecos,' in line 20, the words 'Kimble, Tom Green.'"

(2) "Amend caption by inserting after '1877' the words 'except the counties of Kimble, Tom Green, Pecos, Presidio and El Paso.'"

(3) "Amend by inserting after the word 'acre,' in line 22, the words 'not more than four sections to one purchaser,'" were adopted to Senate bill No. 316, A bill to be entitled "An Act to amend Article 4218y, of Chapter 129, Acts of 1897, and providing for the sale of State school lands in counties organized prior to January 1, 1877, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

#### TO EXCUSE ABSENTEES.

Senator Hanger moved that the absentees be excused on the Dallas city charter bill.

Lost by the following vote:

Yeas—18.

Burns.	Miller.
Dibrell.	Morris.
Goss.	Neal.
Gough.	Potter.
Greer.	Stone.
Grinnan.	Terrell.
Hanger.	Turney.
James.	Wayland.
McGee.	Yantis.

Nays—10.

Atlee.	Lloyd.
Davidson.	Odell.
Johnson.	Patterson.
Kerr.	Ross.
Linn.	Stafford.

Absent.

Lewis.

Absent—Excused.

Sebastian.

Yett.

#### PENDING BUSINESS.

The Chair laid before the Senate

Senate bill No. 118 (the anti-free pass bill), action being on the amendment of Senator Stafford, to wit:

"Amend by adding after Section 1 the following: 'Provided, the provisions of this bill shall not apply to the halt, maimed, blind, insane, or public paupers.'"

Pending action,

On motion of Senator Burns, the regular order of business was suspended to take up, on third reading,

Senate Substitute House bill No. 176, A bill to be entitled "An Act to regulate the terms and fix the times for holding the district courts in the Twenty-third Judicial District of Texas, and to repeal all laws and parts of laws in conflict with this act."

The bill was read a third time, and passed.

Senator Burns moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

The Senate resumed consideration of the pending business, Senate bill No. 118 (the anti-free pass bill).

By Senator Terrell:

"Amend the amendment of Senator Stafford by striking out 'halt and maimed.'"

Lost by the following vote:

Yeas—12.

Davidson.	Miller.
Gough.	Morris.
Greer.	Odell.
James.	Potter.
Kerr.	Terrell.
McGee.	Yantis.

## Nays—13.

Burns.	Patterson.
Goss.	Ross.
Grinnan.	Stafford.
Hanger.	Stone.
Johnson.	Turney.
Linn.	Wayland.
Lloyd.	

Present—Not voting.

Atlee. Neal.

Absent.

Lewis.

Absent—Excused.

Sebastian. Yett.

Pending action on the amendment, Senator Morriss moved that the further consideration of the amendment and bill be postponed indefinitely.

Senator Goss made the point of order that a motion to amend took precedence over a motion to indefinitely postpone.

Sustained.

The amendment (Stafford's) was then adopted.

Senator Morriss renewed his motion to indefinitely postpone further consideration of the bill.

Senator Davidson moved as a substitute that the bill be recommitted to Judiciary Committee No. 2.

The motion to recommit was lost by the following vote:

## Yeas—11.

Atlee.	Johnson.
Burns.	Neal.
Davidson.	Odell.
Goss.	Ross.
Greer.	Wayland.
Hanger.	

## Nays—16.

Gough.	Morriss.
Grinnan.	Patterson.
James.	Potter.
Kerr.	Stafford.
Linn.	Stone.
Lloyd.	Terrell.
McGee.	Turney.
Miller.	Yantis.

Present—Not voting.

Dibrell.

Absent.

Lewis.

Absent—Excused.

Sebastian. Yett.

Senator Morriss withdrew his motion to indefinitely postpone.

By Senator Burns:

"Amend by adding to Section 1 the following: 'Provided, that nothing in this act shall be construed as prohibiting

railway companies from issuing free transportation to the members and employes of the Railroad Commission of Texas.'"

Lost by the following vote:

## Yeas—5.

Burns.	Miller.
Goss.	Neal.
Greer.	

## Nays—22.

Atlee.	McGee.
Davidson.	Morriss.
Dibrell.	Patterson.
Gough.	Potter.
Grinnan.	Ross.
Hanger.	Stafford.
James.	Stone.
Johnson.	Terrell.
Kerr.	Turney.
Linn.	Wayland.
Lloyd.	Yantis.

Present—Not voting.

Odell.

Absent.

Lewis.

Absent—Excused.

Sebastian. Yett.

Senator Morriss renewed his motion to indefinitely postpone further consideration of the bill.

Lost by the following vote:

## Yeas—12.

Atlee.	Kerr.
Burns.	Linn.
Goss.	Morriss.
Greer.	Neal.
Hanger.	Ross.
Johnson.	Stone.

## Nays—16.

Davidson.	Odell.
Dibrell.	Patterson.
Gough.	Potter.
Grinnan.	Stafford.
James.	Terrell.
Lloyd.	Turney.
McGee.	Wayland.
Miller.	Yantis.

Absent.

Lewis.

Absent—Excused.

Sebastian. Yett.

"I vote 'aye' on the motion to indefinitely postpone Senate bill No. 118, because in its present shape it is not in accord with or in fulfillment of the platform demand, and by the terms of the bill as now presented, it exempts certain classes of citizens from its operation which, in my opinion, is unwise, unjust, and will render the law unconstitutional.

"LINN."

(Senator Gough in the chair.)

By Senator Dibrell:

"Amend the bill in line 16, by adding after the word 'writing' the following: 'Or any oral permission express or tacit.'"

Pending action, on motion of Senator Odell the bill and amendment were referred to a special committee to be composed of Senators Yantis, Turney, Potter, Terrell and Lloyd, and this committee was instructed to bring in a bill to accord with the provisions of the last State Democratic platform bearing on this subject.

#### COMMITTEE REPORTS.

By unanimous consent, the following committee reports were sent up:

Committee Room,  
Austin, Texas, April 15, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 323, being a bill to be entitled "An Act providing for the punishment of pools, trusts and conspiracies to control prices, and as to evidence and prosecution in such cases,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

YANTIS, Chairman.

Committee Room,  
Austin, Texas, April 15, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 321, being a bill to be entitled "An Act to repeal an act entitled 'An Act to incorporate of town of San Patricio, in San Patricio county, approved February 7, 1853,'"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,  
Austin, Texas, April 15, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 318, being a bill to be entitled "An Act to empower companies and corporations chartered or that may hereafter be chartered by the laws of this State for the purpose of owning, constructing or operating sewer systems to

condemn private property for the purpose of laying pipes, mains, laterals, connections, vats, filtering pipes, and for use of private property as a place of ultimate disposition of sewage,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

#### HOUSE MESSAGE.

The following message from the House was received:

Hall of the House of Representatives,  
Austin, Texas, April 15, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

I am directed by the House to inform the Senate of the passage of the following bill:

Substitute Senate bill No. 133, A bill to be entitled "An Act to prescribe the time for holding the terms of the District Court of the Thirty-sixth Judicial District of the State of Texas, and to repeal all laws or parts of laws in conflict with this act," with amendment.

Also that the House grants the request of the Senate for a free conference on Senate bill No. 144, and appoints the following members of said committee: Messrs. Dies, Ratcliff, Terrell, McKamy and Graham.

Respectfully,

LEE J. ROUNTREE,  
Chief Clerk House of Representatives.

#### PENDING BUSINESS.

The Chair laid before the Senate, upon its third reading,

Senate bill No. 87, A bill to be entitled "An Act to permit sheriffs and constables and other officers to demand a bond of indemnity before levying a writ of execution."

The bill was read a third time, and passed by the following vote:

Yeas—25.

Atlee.  
Burns.  
Davidson.  
Dibrell.  
Goss.  
Gough.  
Greer.  
Grinnan.  
Hanger.  
James.  
Johnson.  
Kerr.  
Linn.

Lloyd.  
McGee.  
Miller.  
Morriss.  
Neal.  
Odell.  
Patterson.  
Potter.  
Stafford.  
Stone.  
Terrell.  
Wayland.

Nays—3.

Ross. Yantis.  
Turney.

Absent.

Lewis.

Absent—Excused.

Sebastian. Yett.

Senator Miller moved to excuse the absentees on the Dallas city charter bill.

Excused by the following vote:

Yeas—19.

Burns.	Miller.
Dibrell.	Morriss.
Goss.	Neal.
Gough.	Potter.
Greer.	Stone.
Grinnan.	Terrell.
Hanger.	Turney.
James.	Wayland.
Lloyd.	Yantis.
McGee.	

Nays—9.

Atlee.	Odell.
Davidson.	Patterson.
Johnson.	Ross.
Kerr.	Stafford.
Linn.	

Absent.

Lewis.

Absent—Excused.

Sebastian. Yett.

The absentees being excused, the question recurred upon the motion of Senator Yantis, made on April 13th, for the previous question on pending amendment and bill.

(Lieutenant-Governor Browning in the chair.)

The main question was ordered by the following vote:

Yeas—16.

Burns.	McGee.
Dibrell.	Miller.
Goss.	Morriss.
Gough.	Potter.
Greer.	Stone.
Grinnan.	Terrell.
Hanger.	Wayland.
James.	Yantis.

Nays—12.

Atlee.	Neal.
Davidson.	Odell.
Johnson.	Patterson.
Kerr.	Ross.
Linn.	Stafford.
Lloyd.	Turney.

Absent—Excused.

Lewis. Yett.  
Sebastian.

Action being on the amendment of Senator Stafford, offered on April 13th, to wit:

"Amend by striking out Section 203."

Senator Stafford moved a call of the Senate upon this amendment.

Senator Miller made the point of order that the main question had been ordered, and that the Senate was already under call, therefore the motion was out of order.

Sustained.

The amendment was then lost by the following vote:

Yeas—11.

Atlee.	Odell.
Davidson.	Patterson.
Johnson.	Ross.
Kerr.	Stafford.
Linn.	Turney.
Lloyd.	

Nays—16.

Burns.	Miller.
Dibrell.	Morriss.
Goss.	Neal.
Greer.	Potter.
Grinnan.	Stone.
Hanger.	Terrell.
James.	Wayland.
McGee.	Yantis.

Absent—Excused.

Sebastian. Yett.

PAIRED.

Senator Gough, present, who would vote *nay*, with Senator Lewis, absent—excused, who would vote *yea*.

Pending the passage of the bill to a third reading, Senator Patterson was excused by unanimous consent on account of sickness in his family.

#### MOTION TO RECONSIDER.

Pending the reading of the Dallas charter bill, Senator Yantis entered a motion to reconsider the vote by which

Senate bill No. 220, A bill to be entitled "An Act to punish any person who shall knowingly purchase for another or sell any spirituous, vinous or malt liquors or medicated bitters capable of producing intoxication," was ordered engrossed and finally passed on yesterday.

#### PENDING BUSINESS.

House bill No. 342 (the Dallas city charter bill) was read a second time, and passed to a third reading by the following vote:

Yeas—15.

Burns.	Goss.
Dibrell.	Greer.

Hanger.	Potter.
James.	Stone.
McGee.	Terrell.
Miller.	Wayland.
Morriss.	Yantis.
Neal.	

Nays—10.

Atlee.	Lloyd.
Davidson.	Odell.
Johnson.	Ross.
Kerr.	Stafford.
Linn.	Turney.

Absent—Excused.

Sebastian.	Yett.
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PAIRED.

Senator Gough, present, who would vote *yea*, with Senator Lewis, absent—excused, who would vote *nay*.

Senator Grinnan, present, who would vote *yea*, with Senator Patterson, absent—excused, who would vote *nay*.

"I voted for what is known as the Austin city charter with the commission feature in it on the ground that the Governor of the State, while in office, had his home in the city of Austin, and knew its people, and in addition to his official obligation, to preserve good government and the public peace, had in a certain sense an individual obligation to do the same, but I now vote against what is known as the Dallas city charter for the following reasons:

"I believe that the Governor of this State should not be required to make appointments of the commissioners as required by the bill, neither do I believe he should be permitted to make these appointments. In the first instance, it will couple his administration with all the errors of the city's administrations, if there be any, with all corrupt jobs, and no political party in Texas should thus be subjected to criticism or reproach for the action of the administration of city governments.

"In the second place, I am opposed to giving the Governor of this State power to enter into the municipal politics of each city, and thereby, should he see fit, enable him to a certain extent to dictate the politics of such community through the appointing power. The one will couple him with charges of corruption, the other will give him political influence that he should not, in my judgment, be permitted to use or enjoy if he sees fit to do so. It will tend to induce every city in the State of any proportions to adopt special charters, thereby connecting themselves directly with every State administration. It is

in violation and contrary to my fixed ideas of local self-government that the Governor of the State should be required to appoint the commissioners referred to in the bill.

"Third. I believe it destroys the ancient and time-honored right of local self-government, which is dangerous to the welfare of the common people.

"For these and other reasons, I vote against this bill.

"KERR."

"I voted for what is known as the Austin city charter with the commission feature in it on the ground that the Governor of the State, while in office, had his home in the city of Austin, and knew its people, and in addition to his official obligation to preserve good government and the public peace, had in a certain sense an individual obligation to do the same, but I now vote against what is known as the Dallas city charter for the following reasons:

"I believe that the Governor of this State should not be required to make appointments of the commissioners as required by the bill, neither do I believe he should be permitted to make these appointments.

"In the first instance it will couple his administration with all the errors of the city's administrations, if there be any, with all corrupt jobs, and no political party in Texas should thus be subjected to criticism or reproach for the action of the administration of city governments.

"In the second place, I am opposed to giving the Governor of this State power to enter into the municipal politics of each city, and thereby, should he see fit, enable him to a certain extent to dictate the politics of such community through the appointing power. The one will couple him with charges of corruption, the other will give him political influence that he should not, in my judgment, be permitted to use or enjoy if he see fit to do so. It will tend to induce every city in the State of any proportions to adopt special charters, thereby connecting themselves directly with every State administration. It is in violation and contrary to my fixed ideas of local self-government that the Governor of the State should be required to appoint the commissioners referred to in the bill, and it licenses crime in many forms and seeks to override the criminal laws of the State, and to set the same aside.

"For these reasons, I have voted against the bill."

"DAVIDSON."

"MR. PRESIDENT: We vote 'yea' on the bill creating a charter for the city of Dallas mainly for the reason that we are persuaded that a majority of the people of Dallas want the passage of this measure. The measure is local in its nature, and affects those alone who ask its passage. The question of municipal government is one of the most serious questions with which the people of this generation are confronted. The Legislature should yield in its views on the question of centralization of power in the Governor, to the possible good to result to the municipalities of this State. Problematical conditions must be met by extraordinary powers of government. If the supervisory powers of the proposed commission are extraordinary in controlling the legislation of the municipality of Dallas, we answer that the that city are likewise extraordinary. This is no more the case in the city of Dallas than in all cities in our State, and is not resultant from corruption in city officials any more than incompetency and a want of good, fair business capacity. In every city in this State where franchises have been granted to corporations, we have a practical illustration of the inefficiency of our city government to cope with the machinations of corporate ingenuity. These corporations are granted franchises and rights not granted to others, and are thereby receiving privileges extraordinary, and should be governed by and subject to the government of the cities in which they operate. We make no charge of official corruption, but state the simple fact that the question of city government is problematical, and must be met with legislation as drastic as the conditions sought to be confronted. It is no objection to the passage of this charter to say that it is in violation of the "time-honored principles" of democracy. Many principles that were democratic and recognized twenty years ago are no longer worthy of recognition. The strides of twenty years of corporate growth and selfish strife for commercial and business advantages have so changed the conditions relating to municipal affairs that the time-honored principles contended for have no effective relation, and the people are left without a remedy. To properly control our city affairs revolutionary measures are necessary, and we think a governmental revolution far better than a revolution of fire and blood. The will of the people must be recognized, and all measures in the interest of good government are justified, even if such measures are rel-

atively revolutionary. The present method of city control is wholly inadequate to meet the demands of good government. The majority of the people of Dallas are desirous of having this charter passed. The question of the new charter was an issue in the late campaign, and the privilege of local self-government has been exercised. We think to oppose the passage of this bill would be a flagrant wrong and a rank injustice to a majority of the sovereign people of the city of Dallas, and not subject to justification upon the ground that extraordinary powers of legislation are conferred.

"DIBRELL,  
"WAYLAND,  
"NEAL."

Senator Terrell moved that the vote by which the bill was passed to a third reading be reconsidered, and that motion be tabled.

Tabled by the following vote:

Yeas—16.

Burns.	Miller.
Dibrell.	Morriss.
Goss.	Neal.
Greer.	Potter.
Grinnan.	Stone.
Hanger.	Terrell.
James.	Wayland.
McGee.	Yantis.

Nays—10.

Atlee.	Lloyd.
Davidson.	Odell.
Johnson.	Ross.
Kerr.	Stafford.
Linn.	Turney.

Absent.

Lewis.

Absent—Excused.

Sebastian.	Yett.
Patterson.	

PAIRED.

Senator Gough, present, who would vote *yea*, with Senator Lewis, absent—excused, who would vote *nay*.

The Chair had read for the information of the Senate the following order and the return thereon:

ORDER.

To C. H. Allen, Sergeant-at-Arms, Senate—Greeting:

You are hereby commanded to arrest and bring before this Senate instantler Hons. Waller T. Burns, Perry J. Lewis and W. W. Turney.

Herein fail not, but due returns make



of this writ, showing how you have executed the same.

Given under the hand of the President of the Senate this 14th day of April, 1899.

J. N. BROWNING,  
President of Senate.

Attest:  
J. P. POOL,  
Secretary Senate.

(Return.)

Came to hand on the 14th day of April, 1899, and executed by reading the within writ to Senator W. T. Burns, and producing him within the Senate Chamber April 15th, 1899, at 10 o'clock, and by telegraphing Senator W. W. Turney and having him in the Senate Chamber at 10 o'clock, April 15th, 1899, and by telephoning Senator Perry J. Lewis and getting the statement from him that it would be unnecessary for me to go to San Antonio, as he would obey the writ without, but subsequently the Senate, by resolution authorizing the President of the Senate to wire a writ of attachment to the sheriff of Bexar county for the said Lewis, which fact was communicated to said Lewis by me by telephone in answer to a question asked me by him.

Respectfully submitted,  
C. H. ALLEN,  
Sergeant-at-Arms of Senate.  
April 15th, 1899.

#### EXCUSED.

On motion of Senator Davidson, Senator Turney was excused for non-attendance upon the Senate for Monday, Tuesday, Wednesday, Thursday and Friday of this week, on account of important business.

On motion of Senator Atlee, Senator Gough was excused for non-attendance upon the Senate last Thursday, on account of sickness.

#### REVOKED.

On motion of Senator Miller, the warrants for the arrest of all absent members were revoked.

On motion of Senator Morriss, the Senate adjourned until Monday morning at 10 o'clock.

#### SIXTY-EIGHTH DAY.

Senate Chamber,  
Austin, Texas, Monday, April 17, 1899.

Senate met pursuant to adjournment.  
Lieutenant-Governor Browning in the chair.

Roll called. No quorum present, the following Senators answering to their names:

Burns.	Miller.
Davidson.	Odell.
Dibrell.	Potter.
Goss.	Ross.
Grinnan.	Terrell.
Hanger.	Turney.
James.	Wayland.
Kerr.	Yantis.
Linn.	Yett.
Lloyd.	

Absent.

Atlee.	Morriss.
Gough.	Neal.
Greer.	Patterson.
Johnson.	Stafford.
Lewis.	Stone.
McGee.	

Absent—Excused.

Sebastian.

Senator Terrell moved a call of the Senate for the purpose of securing a quorum.

Motion duly seconded, the following Senators answering to their names:

Burns.	Miller.
Davidson.	Odell.
Dibrell.	Potter.
Goss.	Ross.
Grinnan.	Terrell.
James.	Turney.
Kerr.	Wayland.
Linn.	Yantis.
Lloyd.	Yett.

Absent.

Atlee.	McGee.
Gough.	Morriss.
Greer.	Neal.
Hanger.	Patterson.
Johnson.	Stafford.
Lewis.	Stone.

Absent—Excused.

Sebastian.

Senator Greer was announced.

Senator Hanger was announced.

Senator Linn moved that the Senate adjourn until 3 o'clock this afternoon.

Adjourned by the following vote:

Yeas—12.

Burns.	Linn.
Dibrell.	Odell.
Greer.	Ross.
Grinnan.	Turney.
Hanger.	Wayland.
Kerr.	Yett.

Nays—7.

Goss.	Lloyd.
James.	Miller.